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Informal - For Discussion Purposes Only - Informal

Agenda for Examiner Interview

Application No. 10/560,893

Attorney Docket No. 09952.0014-00

Examiner Nga Nguyen, (571) 272.5217; Fax - (571) 273-8300

Representatives: Gabriel Azar and Stephen Kabakoff

Date/Time: February 25, 2010 at 2:00 PM

Proposed Agenda:

Discuss rejection of independent claim 41 under 35 U.S.C. § 103(a) as being unpatentable over the combination of U.S. Patent No. 6,061,018 ("*Sheynblat*") and U.S. Patent No. 6,756,938 ("*Zhao*").

In particular, we would like to address the Examiner's reading of *Zhao*, as allegedly disclosing deriving an estimate of the altitude coordinate for the mobile device by "determining an average value for [the] respective altitude coordinates of the plurality of adjacent base stations" See Office Action of 1.4.2010 at 3 (citing *Zhao* at 2:52-58).

Zhao appears to disclose determining the estimated altitude ("coarse altitude") of a receiver using i) the average altitude of all or a portion of an area served by a cell site or ii) the altitude of a single base station antenna. See *Zhao* at 2:52-58 ("[T]he coarse altitude is the average altitude of the serving cell site or portion thereof or altitude of the base station antenna.") Applicants would submit that neither of these methods corresponds to "determining an average value of [the] respective altitude coordinates of the plurality of adjacent base stations."